



City Council Agenda

Council President
Henry Perea

Councilmembers

Tom Boyajian
Brian Calhoun
Brad Castillo

Jerry Duncan
Sal Quintero
Daniel Ronquillo, Acting President

City Manager
Daniel G. Hobbs

City Clerk
Rebecca E. Klisch

City Attorney
Hilda Cantú Montoy

The meeting room is accessible to the physically disabled, and the services of a translator can be made available. Requests for additional accommodations for the disabled, signers, assistive listening devices, or translators should be made one week prior to the meeting. Please call City Clerk's Office at 498-1321

The City Council welcomes you to this meeting.

TUESDAY, MAY 22, 2001

IF YOU WOULD LIKE TO SPEAK, FILL OUT A SPEAKER REQUEST FORM AVAILABLE FROM THE CITY CLERK'S OFFICE AND IN THE COUNCIL CHAMBERS. THE AGENDA IS AVAILABLE ON www.ci.fresno.ca.us. THE COUNCIL MEETING CAN ALSO BE HEARD LIVE AT THE SAME WEB SITE ADDRESS.

9:00 A.M. COUNCIL ROLL CALL

Invocation by Pastor Jeffrey W. Frymire of the First Church of God

Pledge of Allegiance to the Flag

COUNCIL ACTION ON UNSCHEDULED ITEMS, IF ANY, SHALL BE LIMITED TO REFERRING THE ITEM TO STAFF FOR A REPORT AND POSSIBLE SCHEDULING ON A FUTURE COUNCIL AGENDA. FOR EACH MATTER CONSIDERED BY THE COUNCIL, THERE WILL FIRST BE A STAFF PRESENTATION, FOLLOWED BY A PRESENTATION FROM THE PROJECT APPLICANT. TESTIMONY FROM THOSE IN ATTENDANCE WILL THEN BE TAKEN. ALL TESTIMONY GIVEN WILL BE LIMITED TO THREE MINUTES PER PERSON.

THE THREE LIGHTS ON THE PODIUM NEXT TO THE MICROPHONE WILL INDICATE THE AMOUNT OF TIME REMAINING FOR THE SPEAKER. THE GREEN LIGHT WILL BE TURNED ON WHEN THE SPEAKER BEGINS. THE YELLOW LIGHT WILL COME ON WITH ONE MINUTE REMAINING AND ONE TONE WILL SOUND. THE SPEAKER SHOULD BE COMPLETING THE TESTIMONY BY THE TIME THE RED LIGHT COMES ON AND TWO TONES SOUND, INDICATING THAT TIME HAS EXPIRED.

Approve minutes of May 15, 2001

Action Taken:

Approve Agenda

Action Taken:

Adopt Consent Calendar

Action Taken:

TIME SCHEDULED HEARINGS AND MATTERS

9:50 A.M. RESOLUTION - Supporting the Redistribution of the F-15 Fighter Aircraft to the California Air National Guard's 144th Fighter Wing - Councilmember Castillo

Action Taken:

10:00 A.M. Presentation by C.U.R.E. (Coalition for Urban Renewal Excellence) regarding program and possible City assistance - Council President Perea

Action Taken:

1. Request City Manager to direct staff to return to Council on 6/5/2001 with necessary resolution to appropriate \$10,000 of District 3's infrastructure funds to C.U.R.E. - Acting President Ronquillo

Action Taken:

10:15 A.M. RESOLUTION - Expressing support of our local State Legislators to initiate emergency legislation to adopt a Statewide Planned Emergency Block Outage Program, and to order the Public Utilities Commission to re-evaluate the statewide formula for baseline usage - Council President Perea and Councilmember Castillo

Action Taken:

10:30 A.M. CLOSED SESSION

A. CONFERENCE WITH LABOR NEGOTIATOR - Government Code Sec
City Negotiator(s): Jorge Aguiniga, Andrew T. Souza and Mat
Employee Organization(s):

1. Fresno City Employees Association (FCEA)
2. Amalgamated Transit Union, Local 1027 (ATU)
3. Fresno Airport Peace Officers/Firefighters Association (I
4. City of Fresno Management Employees Association (CFME
5. City of Fresno Professional Employees Association (CFPEA
6. Fresno Police Officers Association - Police Management
7. International Brotherhood of Electrical Workers, Loc

8. Station Engineers, Local 39 (Local 39)

Action Taken:

TIME SCHEDULED HEARINGS AND MATTERS CONTINUED

10:30 A.M.

CLOSED SESSION CONTINUED

B. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - Govt. Code Section 54956.9, Subdivision (a)

1. Case Name: Gary Dinsdale v. City of Fresno, et al.

Action Taken:

C. CONFERENCE WITH LEGAL COUNSEL - DECIDING WHETHER TO INITIATE LITIGATION - Government Code Section 54956.9, Subdivision (c)

1. Case Name: City of Fresno v. City of Clovis, County of Fresno and LAFCO - Council President Perea

Action Taken:

D. CONFERENCE WITH LEGAL COUNSEL - FRIEND-OF-THE-COURT-PARTICIPATION - Government Code Section 54954.2, Subdivision (a)

1. Case Name: Amicus Brief - Amelco Electric v. City of Thousand Oaks
2. Case Name: City of Auburn et al v. Qwest, No. 01 CDOS 3214 (Ninth Circuit Court of Appeals, April 24, 2001)

Action Taken:

E. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION - Government Code Section 54956.9, Subdivision (b)

Significant Exposure to Litigation:

1. Case Name: Claim of Estela Aguirre

Action Taken:

1:00 P.M.

CONTINUED BUDGET HEARING

1. Convention Center
2. Police Department
3. Public Utilities
4. Transit

Action Taken:

4:55 P.M.

Appearance by Barbara Hunt to discuss the purchasing of public land

Action Taken:

TIME SCHEDULED HEARINGS AND MATTERS CONTINUED

5:00 P.M. **HEARING** to consider Plan Amendment No. P-A-00-19 and Rezoning Application No. R-00-37, and environmental findings, filed by Cambridge Homes, pertaining to 21.69 acres of property located on the east side of N. Chestnut Avenue between E. Shepherd and E. Teague Avenues (***Property located in District 6***) (***Staff request to continue to 6/5/2001***)

Action Taken:

- a. Consider and adopt Environmental Assessment/Negative Declaration No. A-00-19, R-00-37, TT-4979 dated February 26, 2001

Action Taken:

- b. **RESOLUTION** - Amending the Woodward Park Community Plan

Action Taken:

- c. **BILL** - Amending the Official Zone Map to rezone property from the AL-20 (County) to the R-1/UGM zone district

Action Taken:

5:15 P.M. **HEARING** on appeal filed by the California Department of Transportation, of Planning Commission approve of Tentative Tract Map No. 4868/UGM (Granville Homes, Inc.) a 103.4 acre residential subdivision located on the northwest and southwest corners of E. Teague and N. Willow Avenues (***Property located in District 6***) (***Staff request to continue to 6/5/2001***)

Action Taken:

- a. Consideration of Addendum to Environmental Assessment No. A-00-12, R-00-31, T-4868 determination of initial study to file a mitigated negative declaration

Action Taken:

- b. **RESOLUTION** - Making findings under CEQA Guidelines Sections 15162 and 15164 and approving Vesting Tentative Tract No. 4868/UGM, a 377-lot single-family residential subdivision

Action Taken:

5:30 P.M. **HEARING** on appeal filed by the California Department of Transportation of Planning Commission approval of Vesting Tentative Tract Map No. 4911/UGM (Bonadelle Development Corporation), a 33.7 acre residential subdivision located on the southwest corner of N. Willow and E. Perrin Avenues (***Property located in District 6***) (***Staff request to continue to 6/5/2001***)

Action Taken:

- a. Consideration of Addendum to Environmental Assessment No. A-99-25, R-99-38, T-4911, determination of study to file a mitigated Negative Declaration

Action Taken:

- b. **RESOLUTION** - Making findings under CEQA Guidelines Sections 15162 and 15164 and approving

Action Taken:

1A. **GENERAL CONSENT CALENDAR**

(ALL CONSENT CALENDAR ITEMS ARE CONSIDERED TO BE ROUTINE AND WILL BE ENACTED BY ONE MOTION. THERE WILL BE NO SEPARATE DISCUSSION OF THESE ITEMS UNLESS REQUESTED, IN WHICH EVENT THE ITEM WILL BE REMOVED FROM THE CONSENT CALENDAR AND CONSIDERED IMMEDIATELY FOLLOWING)

1. Authorize the City to arrange for a ten-year financing of (1) trommel screen, (2) radial stacking conveyors, (1) 16-man picking station and (1) wheel loader tractor required to process green waste under the existing master equipment lease-purchase agreement with Pitney Bowes Credit Corporation - Dept. of Public Utilities
Action Taken:
2. Approve the lease of land at "H" and Inyo Streets for stadium construction trailers - Public Works Dept./Engineering Division
Action Taken:
3. Award a contract for stadium seating for Fresno AAA Multi-purpose sports stadium - Dept. of Admin. Services/Purchasing
Action Taken:
4. Approve Airport Travel Agency Lease and Concession Agreement between the City of Fresno and Mundo Travel Corporation at Fresno Yosemite International Airport - Airports Dept.
Action Taken:
5. Authorize the City Manager or his designee to enter into an agreement with Walker Parking Consultants to provide services to create a Master Parking Study and financial plan for downtown Fresno - Public Works Dept./Traffic Division
Action Taken:
6. **ITEM REMOVED FROM THE AGENDA**
7. * **RESOLUTION** - 139th amendment to AAR No. 2000-183 appropriating \$196,816 for the Positive Alternative Programs (PAP) component of the Delinquency Prevention Program (DPP) (***Requires 5 affirmative votes***) - Police Department
Action Taken:

8. * **RESOLUTION** - 137th amendment to AAR No. 2000-183 appropriating \$105,000 for the Violence Against Women Grant (*Requires 5 affirmative votes*) - Police Department
Action Taken:
9. **RESOLUTION** - Approving the submittal of a pre-application and/or application for grant funds to the FY 2001 Urban Parks and Recreation Recovery Program (UPARR) - Parks, Recreation and Community Services
Action Taken:

1A. **GENERAL CONSENT CALENDAR CONTINUED**

10. **RESOLUTION** - Initiating Proceedings for the annual levy of assessment for Landscaping and Lighting Maintenance District No. 1 (Public Works Dept/Engineering)
Action Taken:
- a. **RESOLUTION** - Of intention to levy and collect the annual assessments for Landscaping and Lighting Maintenance District No. 1
Action Taken:
11. Approve Professional Services Agreement with Yamabe and Horn Engineering, Inc. for the design of plans and general construction documents for widening of Herndon Avenue between West Avenue and Marks Avenue - Public Works Dept.
Action Taken:
12. Approve agreements for additional professional engineering and environmental services required to complete the final phases for a regional park/sports complex at the Fresno Sanitary Landfill as acknowledged by Council action on the AAR and the change order by Council action on 4/24/2001:
- a. Approve an amendment to agreement with GeoSynstec Consultants to provide professional environmental engineering services related to the closure of the Fresno sanitary landfill superfund site (\$128,500) - Public Works Dept.
Action Taken:
- b. Approve an amendment to agreement with GeoSyntec Consultants to provide professional environmental engineering services related to the closure of the Fresno sanitary landfill superfund site (\$20,000) - Public Works Dept.
Action Taken:
- c. Approve an amendment to agreement with Camp,Dresser & McKee, Inc., to environmental engineering services relating to groundwater remediation activities at the Fresno sanitary landfill superfund site - Public Works Dept.
Action Taken:
- d. Approve an amendment to agreement with Boyle Engineering Corporation to provide professional landscape architectural/engineering services for a Regional Park/Sports Complex at the Fresno sanitary landfill - Public Works Dept.
Action Taken:

13. * **RESOLUTION - 138th** amendment to AAR No. 2000-183 transferring \$300,000 of facilities contingency funds to pay utility bills at various City of Fresno facilities (*Requires 5 affirmative votes*) - Dept. of Admin. Services
Action Taken:
14. Approve Amendment No. 1 to Professional Services Agreement with Blair, Church and Flynn Consulting Engineers for final design of plans and construction documents for the North Avenue Trunk Sewer - Public Works Dept.
Action Taken:

1A. **GENERAL CONSENT CALENDAR CONTINUED**

15. * **RESOLUTION - 141st** amendment to AAR No. 2000-183 appropriating \$22,400 of District 3's general fund infrastructure to fund various community programs The programs are as follows: Susan B. Anthony Elementary \$2,000; McKinley Elementary \$2,000; Madison Elementary \$2,000; South Central Tournament \$400; El Capitan \$5,000; Edison High School \$5,000; Central High School \$5,000 and Association of Mexican American Educators \$1,000 (*Requires 5 affirmative votes*) - Acting President Ronquillo
Action Taken:
16. **RESOLUTION - 142nd** amendment to AAR No. 2000-183 appropriating \$300 of District 7's general fund infrastructure to fund the South Central Softball Tournament (*Requires 5 affirmative votes*) - Council President Perea
Action Taken:

1B. **CONSENT CALENDAR - BILL FOR INTRODUCTION - PINK TABS**

2. **PLANNING AND ZONING ADMINISTRATION**

3. **GENERAL ADMINISTRATION**

- A. * **BILL NO. B-52 - (Intro. 5/15/2001) - (For adoption)** - Amending Section 2-207 of the Fresno Municipal Code relating to the criteria to be used to fix district boundaries - City Attorney's Office
Action Taken:
- B. * **BILL NO. B-49 - (Intro. 5/15/2001) (For adoption)** - Amending Subsection (a) of Section 2-1703(a) of the Fresno Municipal Code, relating to the payment of a stipend to the non-employee Retirement Board members - Retirement Division
Action Taken:
1. * **BILL NO. B-50 - (Intro. 5/15/2001) - (For adoption)** - Amending Subsection (a) of Section 2-1803 of the Fresno Municipal Code relating to the payment of a stipend to the non-employee Retirement Board member
Action Taken:
- C. Consolidation of the Departments of Administrative Services and Information Services
1. * **RESOLUTION - 17th** amendment to Salary Resolution No. 2000-186:

- a. Creating the class of Director of Administrative Services and deleting the class of Assistant Controller;
- b. Moving the class of Controller from the E-1 Range to the E-2 Range
- c. Creating the class of Public Affairs Officer and deleting the class of Director of Information Services; and

Action Taken:

- 2. * **RESOLUTION** - 21st amendment to PAR No. 2000-184 consolidating the Information Services Department with the Department of Administrative Services

Action Taken:

- 3. * **RESOLUTION** - Establishing comparisons for purposes of establishing retirement benefits for deleted class

Action Taken:

3. **GENERAL ADMINISTRATION CONTINUED**

- D. Approve preliminary Fiscal Year (FY) 2002 Annual Action Plan for submittal to the U.S. Department of Housing and Urban Development (HUD) for Community Development Block Grant (CDBG), Home Investment Partnerships (HOME) and Emergency Shelter Grants (ESG) Program funds and authorize, upon City Attorney approval, the City Manager to sign all HUD documents and agreements finalizing and implementing the Annual Action Plan - Dept. of Housing and Neighborhood Revitalization

Action Taken:

4. **CITY ATTORNEY**

5. **CITY COUNCIL**

- A Discussion regarding Resolution No. 2001-60 pertaining to expansion of salary range for specific positions - Councilmember Calhoun

Action Taken:

- B. **RESOLUTION** - Supporting the inclusion of Fresno Rail Consolidation in the 2001 Fresno County Regional Transportation Plan Update - Council President Perea and Councilmember Calhoun

Action Taken:

- C. Discussion of opportunity to rename "M" Street to Independence Avenue - Councilmember Calhoun

Action Taken:

- D. Direct City Manager to amend current contract with Macias Group for the purpose of assisting the City Council in their budget review and conduct additional performance audits of following departments: Police, Fire, Convention Center, and Airport and return with amended contract at the next Council meeting - Council President Perea

Action Taken:

6. **CITY/COUNTY INTERGOVERNMENTAL RELATIONS**

7. **UNSCHEDULED ORAL COMMUNICATIONS** - You may address the City Council at the conclusion of the Council meeting regarding items that are not listed on the agenda. The policy is to limit your presentation to three (3) minutes pursuant to Ordinance No. 96-67. Please be present at the conclusion of the meeting if you wish to be heard. Anyone wishing to be placed on an agenda for a specified topic should contact the City Clerk Department at least 10 days prior to the desired date of appearance.

SCHEDULED COUNCIL HEARINGS AND MATTERS

May 29 - 9:00 A.M - NOON CONTINUED BUDGET HEARING

1. Fire Department
2. Dept. of Housing and Neighborhood Revitalization
3. Dept. of Administrative Service
4. Council/Mayor/City Manager

May 29 - 1:30 P.M. (MEETING ROOM "A") - Municipal Law Workshop

June 5 - 2:00 -5:00 PM CONTINUED BUDGET HEARING

1. Non Departmental
2. Public Works Department
3. Information Services Department
4. CDBG
5. City Attorney

June 12 - 10:00 A.M. Presentation by Susan Bonney of Public Technology, Inc.

June 12 - 2:00 -5:00 PM CONTINUED BUDGET HEARING (if needed)

June 26 - 10:00 A.M. HEARING adopting the resolution confirming the diagram and levy of annual assessment for Landscaping and Lighting Maintenance District No. 1 (LLMD No. 1)

July 3 - NO MEETING - COUNCIL VACATION

July 10 - NO MEETING - COUNCIL VACATION

July 17 - 5:30 P.M. HEARING re: Conditional Use Permit No. C-00-232, filed by Consolidated Industries, Inc., property located at 9460 N. Sommerville Drive

Aug 7 - NO MEETING - COUNCIL VACATION
Aug. 14 - NO MEETING - COUNCIL VACATION

Sept. 4 - NO MEETING - COUNCIL VACATION
Sept 11 - NO MEETING - COUNCIL VACATION